

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)

Order Filed on March 1, 2022  
by Clerk  
U.S. Bankruptcy Court  
District of New JerseyIn Re:  
LTL Management LLC

Case No.: 21-30589

Adv. No.:

Hearing Date:

Judge: Michael B. Kaplan

STIPULATION AND AGREED ORDER REGARDING ADJOURNMENT OF NEW JERSEY COVERAGE ACTION PLAINTIFF-INSURERS' MOTION FOR AN ORDER (I) CONFIRMING THAT THE AUTOMATIC STAY DOES NOT APPLY TO THE NEW JERSEY COVERAGE ACTION OR, IN THE ALTERNATIVE , (II) GRANTING RELIEF FROM THE AUTOMATIC STAY TO ALLOW THE NEW JERSEY COVERAGE ACTION TO PROCEED

The relief set forth on the following page is hereby **ORDERED**.

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**DATED: March 1, 2022**

A handwritten signature of Michael B. Kaplan in black ink, written over a horizontal line.  
Honorable Michael B. Kaplan  
United States Bankruptcy Judge

In re:

LTL MANAGEMENT LLC,<sup>1</sup>

Debtor.

Chapter 11

Case No. 21-30589 (MBK)

**STIPULATION AND AGREED ORDER REGARDING ADJOURNMENT OF NEW  
JERSEY COVERAGE ACTION PLAINTIFF-INSURERS' MOTION FOR AN ORDER  
(I) CONFIRMING THAT THE AUTOMATIC STAY DOES NOT APPLY TO THE NEW  
JERSEY COVERAGE ACTION OR, IN THE ALTERNATIVE, (II) GRANTING  
RELIEF FROM THE AUTOMATIC STAY TO ALLOW THE  
NEW JERSEY COVERAGE ACTION TO PROCEED**

This stipulation and agreed order (this “Stipulation and Order”) is made as of February 28, 2022 between LTL Management LLC, the debtor and debtor-in-possession in the above-captioned Chapter 11 case (“Debtor”), and certain insurers (collectively, the “Moving Insurers”<sup>2</sup> and together with the Debtor, the “Parties”) who are seeking to lift the automatic stay as set forth in the *Motion for an Order (I) Confirming that the Automatic Stay Does Not Apply to the New Jersey Coverage Action, or, In the Alternative, (II) Granting Relief from the Automatic Stay to Allow the New Jersey Coverage Action to Proceed* [Docket No. 1491] and the *Memorandum of Law in Support of*

<sup>1</sup> The last four digits of the Debtor’s taxpayer identification number are 6622. The Debtor’s address is 501 George Street, New Brunswick, New Jersey 08933.

<sup>2</sup> The Moving Insurers are, collectively, Atlanta International Insurance Company (as successor in interest to Drake Insurance Company); AIG Property Casualty Company (f/k/a Birmingham Fire Insurance Company of Pennsylvania); AIG Europe S.A. (as successor in interest to Union Atlantique d’Assurances S.A); AIU Insurance Company; ASR Schadeverzekering N.V. (as successor in interest to Assurantiekoor Van Wijk & Co.); Granite State Insurance Company; The Insurance Company of the State of Pennsylvania; Lexington Insurance Company; National Union Fire Insurance Company of Pittsburgh, Pa.; New Hampshire Insurance Company; The North River Insurance Company (“North River”); Starr Indemnity & Liability Company (as successor in interest to Republic Insurance Company); N.V. Schadeverzekeringsmaatschappij Maas Lloyd (individually and as successor in interest to policies subscribed in favor of Johnson & Johnson by N.V. Rotterdamse Assurantiemas, n/k/a De Ark); Rheinland Versicherungen (as successor in interest only to the subscriptions of the former Dutch company Rheinland Verzekeringen) (all such preceding insurers collectively, the “AIG Insurers”) and Travelers Casualty and Surety Company (f/k/a The Aetna Casualty and Surety Company) (“Travelers”).

*Travelers Casualty & Surety Company's Motion for an Order Granting Relief From the Automatic Stay to Allow the NJ Coverage Action to Proceed* [Dkt. 1488] (together, the "Lift Stay Motions") regarding the Parties' agreement to adjourn the hearing on the Lift Stay Motions from March 8, 2022 to March 30, 2022.

### RECITALS

WHEREAS, the Debtor commenced this chapter 11 case on October 14, 2021.

WHEREAS, the Moving Insurers filed the Lift Stay Motions with the Bankruptcy Court on February 15, 2022.

WHEREAS, the Lift Stay Motions are currently set to be heard by the Bankruptcy Court on March 8, 2022.

WHEREAS, the Debtor has requested that the hearing on the Lift Stay Motions be adjourned to March 30, 2022.

WHEREAS, the Moving Insurers have consented to the adjournment request, subject to the terms and conditions of this Stipulation and Order.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, AND UPON APPROVAL BY THE BANKRUPTCY COURT OF THIS STIPULATION, IT IS SO ORDERED AS FOLLOWS:

1. The current briefing schedule for the Lift Stay Motions shall be revised and set as follows:

Event	Current Date/Deadline	New Date/Deadline
Objection Deadline	Tuesday March 1, 2022	Wednesday March 16, 2022 on or before 12:00 noon (prevailing Eastern time)
Reply Deadline	Friday March 4, 2022	Friday March 25, 2022
Hearing Date	Tuesday March 8, 2022	Wednesday March 30, 2022 at 10:00 AM (prevailing Eastern time)

2. The foregoing briefing schedule for the Lift Stay Motions shall apply to all parties in the chapter 11 case.

3. The Debtor shall not make any further request to adjourn the hearing on the Lift Stay Motions, including, for the avoidance of doubt, irrespective of whether the Debtor files a motion for entry of an order directing parties in the chapter 11 case to mediation and irrespective of whether the Bankruptcy Court grants such relief (or related relief).

4. This Stipulation and Order shall constitute the entire agreement and understanding between the Parties relating to the subject matter hereof and supersedes all prior agreements and understandings between the Parties relating to the subject matter hereof.

5. The Bankruptcy Court shall retain jurisdiction to resolve any disputes, controversies, or ambiguities arising from this Stipulation and Order.

*[Signature page follows]*

AGREED AS TO FORM AND SUBSTANCE:

<p>By: <u>/s/ Louis A. Modugno</u> Louis A. Modugno <b>TRIF &amp; MODUGNO LLC</b> 89 Headquarters Plaza North Tower, Suite 1201 Morristown, New Jersey 07960 Email: <a href="mailto:lmodugno@tm-firm.com">lmodugno@tm-firm.com</a></p> <p>Steven J. Reisman Shaya Rochester (<i>pro hac vice</i>) Terence P. Ross (<i>pro hac vice</i>) <b>KATTEN MUCHIN ROSENMAN LLP</b> 575 Madison Avenue New York, New York 10022 Email: <a href="mailto:sreisman@katten.com">sreisman@katten.com</a> <a href="mailto:srochester@katten.com">srochester@katten.com</a> <a href="mailto:tross@katten.com">tross@katten.com</a></p> <p>Eileen McCabe (<i>pro hac vice</i>) Stephen Roberts (<i>pro hac vice</i>) <b>MENDES &amp; MOUNT LLP</b> 750 Seventh Avenue New York, New York 10019 Email: <a href="mailto:eileen.mccabe@mendes.com">eileen.mccabe@mendes.com</a> <a href="mailto:stephen.roberts@mendes.com">stephen.roberts@mendes.com</a> <i>Co-Counsel to the AIG Insurers</i></p> <p>By: <u>/s/ John Maloney</u> John Maloney <b>GIMIGLIANO MAURIELLO &amp; MALONEY, a Professional Association</b> 163 Madison Avenue Suite 500 P.O. Box 1449 Morristown, New Jersey 07962 Email: <a href="mailto:jmaloney@lawgmm.com">jmaloney@lawgmm.com</a></p> <p>Andrew T. Frankel Kathrine A. McLendon (<i>pro hac vice</i>) <b>SIMPSON THACHER &amp; BARTLETT, LLP</b> 425 Lexington Avenue New York, New York 10017 Email: <a href="mailto:afrankel@stblaw.com">afrankel@stblaw.com</a> <i>Co-Counsel to Travelers</i></p>	<p>By: <u>/s/ Dan B. Prieto</u> Paul R. DeFilippo, Esq. <b>WOLLMUTH MAHER &amp; DEUTSCH LLP</b> 500 Fifth Avenue New York, New York 10110 Telephone: (212) 382-3300 Facsimile: (212) 382-0050 <a href="mailto:pdefilippo@wmd-law.com">pdefilippo@wmd-law.com</a></p> <p><b>JONES DAY</b> Gregory M. Gordon, Esq. Brad B. Erens, Esq. David S. Torborg, Esq. Dan B. Prieto, Esq. Amanda Rush, Esq. 2727 N. Harwood Street Dallas, Texas 75201 Telephone: (214) 220-3939 Facsimile: (214) 969-5100 <a href="mailto:gmgordon@jonesday.com">gmgordon@jonesday.com</a> <a href="mailto:bberens@jonesday.com">bberens@jonesday.com</a> <a href="mailto:dstorborg@jonesday.com">dstorborg@jonesday.com</a> <a href="mailto:dbprieto@jonesday.com">dbprieto@jonesday.com</a> <a href="mailto:asrush@jonesday.com">asrush@jonesday.com</a> (Admitted <i>pro hac vice</i>) <i>Co-Counsel to the Debtor</i></p>
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In re:  
LTL Management LLC  
Debtor

Case No. 21-30589-MBK  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0312-3  
Date Rcvd: Mar 01, 2022

User: admin  
Form ID: pdf903

Page 1 of 1  
Total Noticed: 4

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 03, 2022:**

Recip ID	Recipient Name and Address
db	+ LTL Management LLC, 501 George Street, New Brunswick, NJ 08933-0001
aty	+ Glenn M. Kurtz, White & Case LLP, 1221 Avenue of the America, New York, NY 10020-1001
aty	+ Jessica Lauria, White & Case LLP, 1221 Avenue of the America, New York, NY 10020-1001
aty	+ Rayburn, Cooper & Durham, P.A., The Carillon, Suite 1200, 227 West Trade St., Charlotte, NC 28202-1672

TOTAL: 4

**Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.**

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
db	+ Email/Text: jkim8@its.jnj.com	Mar 01 2022 20:31:00	LTL Management LLC, 501 George Street, New Brunswick, NJ 08933-0001
aty	+ Email/Text: tlindsay@rcdlaw.net	Mar 01 2022 20:31:00	Rayburn, Cooper & Durham, P.A., The Carillon, Suite 1200, 227 West Trade St., Charlotte, NC 28202-1672

TOTAL: 2

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

**Meeting of Creditor Notices only (Official Form 309):** Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 03, 2022

Signature: /s/Joseph Speetjens